

APPLICANT: Hill Road, LLC	PETITION No.: V-129			
<b>PHONE:</b> 770-590-5400	<b>DATE OF HEARING:</b> 12-12-2018			
REPRESENTATIVE: J. Kevin Moore	PRESENT ZONING: R-30			
<b>PHONE:</b> 770-429-1499	LAND LOT(S): 119			
TITLEHOLDER: Hill Road, LLC	DISTRICT: 20			
PROPERTY LOCATION: On the southwest corner	SIZE OF TRACT: 0.8 acres			
of Hill Road and Merlot Drive	COMMISSION DISTRICT: 1			
(5264 Merlot Drive).				
TYPE OF VARIANCE: Revise the approved Entrance	Signage and Landscape Plan from V-98 (2015) to reflect			
the as-built Entrance Sign and Landscape Plan.				
OPPOSITION: No. OPPOSED PETITION No	SPOKESMAN			
BOARD OF APPEALS DECISION	Developery Rd			
APPROVED MOTION BY				
REJECTED SECONDED				
HELD CARRIED	R-30 SITE			
STIPULATIONS:				
	RR			

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#### **COMMENTS**

**TRAFFIC:** Recommend the sign be installed where it will not impede the line of sight for the driveways or roadways.

Recommend monument sign be placed off the right-of-way.

**DEVELOPMENT & INSPECTIONS:** No comment.

**SITE PLAN REVIEW:** Additional landscaping to be installed as needed. Cobb County Arborist to approve final landscape plan.

STORMWATER MANAGEMENT: No comment.

**HISTORIC PRESERVATION:** No comments.

**DESIGN GUIDELINES:** No comments.

**CEMETERY PRESERVATION:** No comments.

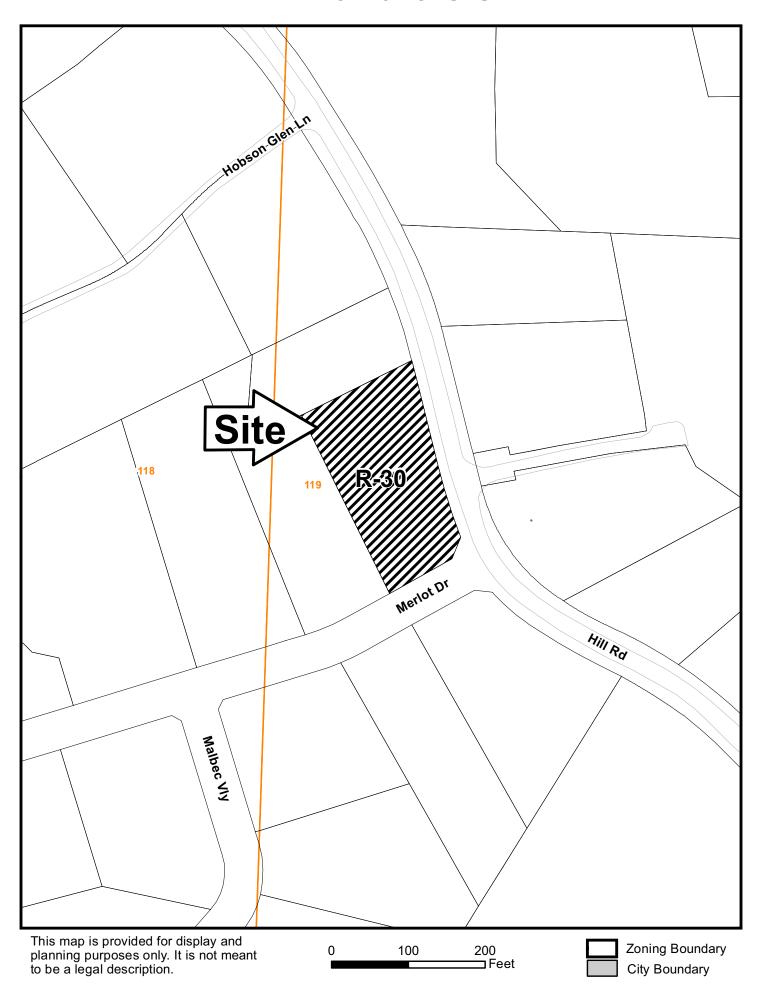
**WATER:** No conflict.

**SEWER:** No conflict.

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FIRE DEPARTMENT: No comment.

## V-129 2018-GIS



# **Application for Variance**

TOT Vai (2018)Application No. Hearing Date: 12/12/2018 Moore Ingram Johnson & Steele J. Kevin Moore Phone # (770) 590-5400 E-mail brock@bercherhomes.com Emerson Overlook, Suite 100, 326 Roswell Street Address Marietta, GA 30060 (street, city, state and zip code) Phone # (770) 429-1499 E-mail jkm@mijs.com BY: representative's signature) Georgia Bar No. 519728 Signed, sealed and delivered in presence of: My commission expires: January 10, 2019 **Notary Public** Titleholder Hill Road, LLC Phone # (770) 590-5400 E-mail brock@bercherhomes.com Suite 100, 800 Kennesaw Avenue Signature See Attached Exhibit "A" Address: Marietta, GA 30060 (street, city, state and zip code) (attach additional signatures, if needed) Signed, sealed and delivered in presence of: My commission expires: Notary Public Present Zoning of Property R-30 Location Southwest side of Hill Road; north of Mars Hill Road (street address, if applicable; nearest intersection, etc.) Land Lot(s) 118, 119 District 20th Size of Tract 26.07 +/- Acre(s) Please select the extraordinary and exceptional condition(s) to the piece of property in question. The condition(s) must be peculiar to the piece of property involved. Shape of Property \_\_\_\_\_ Other \_\_X Size of Property Does the property or this request need a second electrical meter? YES NO X The Cobb County Zoning Ordinance Section 134-94 states that the Cobb County Board of Zoning Appeals must determine that applying the terms of the Zoning Ordinance without the variance would create an unnecessary hardship. Please state what hardship would be created by following the normal terms of the ordinance: See Exhibit "B" attached hereto and incorporated herein by reference. List type of variance requested: Approval of revised, as-built Entrance Signage and Landscape Plan for entrance area of residential community.

Revised: 03-23-2016

V-129 (2018)Exhibit

### ATTACHMENT TO APPLICATION FOR VARIANCE

Application No.: Hearing Date:

December 12, 2018

Applicant/Titleholder:

Hill Road, LLC,

a Georgia limited liability company

HILL ROAD, LLC a Georgia limited liability company

Wh Educat MA

**Brock Edward Fredette** Manager

Date Executed:

October 17, 2018

Address:

Suite 100, 800 Kennesaw Avenue

Marietta, Georgia 30060

Telephone No.:

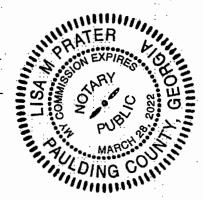
(770) 590-5400

Signed, sealed, and delivered in the presence of:

Notary Public

Commission Expires: 3-28-20

(Notary Seal)



V-129 (2018) Exhibit

### **EXHIBIT "B" - ATTACHMENT TO APPLICATION FOR VARIANCE**

Application No.:

 $v - \frac{129}{2018}$ 

Hearing Date:

December 12, 2018

BEFORE THE COBB COUNTY BOARD OF ZONING APPEALS

Applicant/Titleholder:

Hill Road, LLC,

a Georgia limited partnership

· Please state what hardship would be created by following the normal terms of the ordinance:

Hill Road, LLC, as Applicant and Titleholder (hereinafter collectively "Applicant"), is the owner of undeveloped lots which comprise the residential community known as Thornton Township, located on the southwest side of Hill Road, north of Mars Hill Road, totaling approximately 26.07 acres, more or less, in Land Lots 118 and 119, 20<sup>th</sup> District, 2<sup>nd</sup> Section, Cobb County, Georgia (hereinafter the "Property" or "Subject Property"). On August 12, 2015, in Application for Variance No. V-98 (2015), the Cobb County Board of Zoning Appeals approved variances for the Property, subject to several conditions, one of which was the Entrance Monument and Landscape Plan dated July 10, 2015. Applicant now seeks to have the Board of Zoning Appeals approve a revised, asbuilt Entrance Signage and Landscaping Plan.

V-129 (2018) Exhibit

MINUTES OF VARIANCE HE COBB COUNTY BOARD OF ZONING APPEALS AUGUST 12, 2015
1:00 P.M.



The Board of Zoning Appeals Variance Hearing was held on Wednesday, July 15, 2015 at 1:00 p.m. in the second floor public meeting room of the Cobb County building, Marietta, Georgia. Present and comprising a quorum of the Board were:

Murray Homan, Chair Skip Gunther Kim Swanson Christi Trombetti Judy Williams

V-98

WAM DOUGLAS, LLC (Elizabeth H. Thornton, owner) requesting a variance to: 1) waive the front setback from the required 45 feet to 25 feet for proposed development; and 2) waive the side setbacks from the required 12 feet to 5 feet with 25 feet between homes for proposed development in Land Lots 118 and 119 of the 20<sup>th</sup> District. Located on the southwest side of Hill Road, north of Mars Hill Road. (Previously continued by the Board of Zoning Appeals from their July 15, 2015 hearing)

The public hearing was opened and Mr. Kevin Moore, Mr. Eric Pirozzi, and Mr. Alan Bishop addressed the Board. Following presentation and discussion, the following motion was made:

MOTION: Motion by Gunther, second by Trombetti, to **approve** variance request subject to:

- Site plan to be in general conformity with the one dated August 6,
   2015 (attached and made a part of these minutes)
- Entrance monument and landscape plan dated July 10, 2015 (attached and made a part of these minutes)
- Reduction of the front setback from 45 feet to 25 feet
- Extension of rear setback from 40 feet to 65 feet for *perimeter lots* and 60 feet for *interior lots*
- Side setback would be 10 feet to the property line minimum and 20 feet minimum between structures

VOTE: **ADOPTED** unanimously

V-129 (2018)THIS PROPERTY IS NOT LOCATED WITHIN A FEMA 100 YEAR FLOOD ZONE ACCORDING TO COBB COUNTY FIRM. PANEL CO12/14G, COMMUNITY NO 130052, MAP DATED; DEC. 16, 2008. SITE NOTES ZONING BUILDING SETBACK REQUIREMENTS **Exhibit** REQUIREMENTS: .SIE NOTES.
PROPOSO USE: SMOLE FAMILY RESIDENTIAL CLARGENT ZOWING - R-30 TOTAL AREA - 25.8 ACRES TOTAL LOTS - 28 LOT BOTISTY - 1.08 LOTS FOR ACRE MINHAM LOT SZZE - 30,000 SQFT.
MINHAM LOT MOTH AT 8/L - 75/50 FT.
MINHAM LOT WOTH AT 8/L - 75/50 FT. FRONT - 45" REAR -40' SIDE - 12' MAJOR SIDE - 25' REAR -40" (INTERIOR), 65 FT (EXTERIOR LOTS) SIDE - 5" (MAN. 25 FT BETMEEN STRUCTURES) MAJOR SIDE - 25" APPROX. LAND LOT LINE 1210, KENNESAW, CA. 30144 8 FAX: (770) 424-2399 Centerline Surveying Systems, LL 119 L=129.19 CHO=129.18\* BRG=\$13\*45\*12\*E R=1642.73\* D. SUITE 12 424-0028 S 16'52'59" € 122.19" \$20 BK ZONING REAR SETBACK 40' (1) 3 627.578 PRIVATE DRIVE H ROAD. (770) 42 33,071 mg.ft 0.75 octes PROPOSED REAR SETBACK 65" 1301 SHILOH I PHONE: (7 L=143.71' CHD=141.18' BRG=S4019'55'E R=220.78' 2 HILL ROAD SO. R.M. (3) (28) 46,489 xq.ft 106 ocnes 4 S 59"34"26" E 120.74" (27) 37.833 pq 16 (6) 26) 12,379 mg/t. 0.74 screen SECTION 31.277 sq.ft 0 72 opers SND 25) XX 279 149 PT 0 70 90 MI & 119, 20TH DISTRICT, COBB COUNTY, GEORGIA CONCEPTUAL PLAN FOR DOUGLAS, **W**, (9) PROPOSED REAR SETBACK 65" 24) 31,197 sq.A 0.77 ocres 30,000 mg/t. 0.69 acres 40' REAR SETBACK ZONING REAR SETBACK 40' (23) WAM (22) 118 DETENTION POND AT ΓOŢ (21) LAND 20) x0,815 sq R 0.71 sores (15) - PROPOSED FRONT SETBACK 25" 19) 38,779 sq.ft 0.86 cross 30.574 sq.ft - ZONING FRONT SETBACK 45' 4,275 m/l. 0.79 ∞0 m Min. Bk. 20 Petition No. V-98 DUTERIOR REAR SCHBACK A CHAP (16) Doc. Type \_ Site Dan DESCRIPTION 230.87 Meeting Date 8-12-15 (17) REVISION DETENTION POND #2 65' EXTERIOR REAR SETBACK S 8970213 £ 637.38 120 DAY DATE FILED WITH COUNTY CLERK THIS Moore 2012 BY 15. NO DRAWN BY: DP CHECKED BY COUNTY CLERK/ASST. COUNTY CLERK/DEPUTY COUNTY CLERK DATE: 8-6-15 SCALE: 1" = 100" GRAPHIC SCALE COBB COUNTY, GEORGIA PROJECT No.: 415014C THIS PLAT HAS BEEN COMPLED FROM TAX, DEED AND RECORD INFORMATION, NO FIELD VERIFICATION OR BOUNDARY WORK HAS BEEN COMPLETED OR IS IMPLIED. SHEET NO. ( DI FEET ) 1 tach = 100' ft.

